

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 225 be amended to read as follows:

- 1 Page 2, line 22, delete "if" and insert "if:
- 2 (1)".
- 3 Page 2, line 23, delete "IC 32-30-5." and insert "**IC 32-30-5;**
- 4 **(2) the plaintiff seeking foreclosure states in its complaint that**
- 5 **the foreclosure will not affect the rights of a tenant in default**
- 6 **of the tenant's lease;**
- 7 **(3) the tenant is named as a party in the foreclosure action;**
- 8 **(4) the plaintiff seeking foreclosure and the property owner**
- 9 **have an agreement in lieu of receivership agreeing that the**
- 10 **property is subject to conditions similarly placed on**
- 11 **properties in receivership;**
- 12 **(5) there is an emergency possessory order under IC 32-31-6;**
- 13 **or**
- 14 **(6) the tenant has failed to pay rent or comply with other**
- 15 **obligations of the rental contract or agreement."**

(Reference is to ESB 225 as printed April 3, 2009.)

Representative Foley